



CITY COUNCIL

Donovan M. Dela Cruz, Chair
Ann H. Kobayashi, Vice Chair
Romy M. Cachola, Floor Leader
Todd K. Apo, Member
Charles K. Djou, Member
Nestor R. Garcia, Member
Barbara Marshall, Member
Gary H. Okino, Member
Rod Tam, Member

POWERS, DUTIES AND FUNCTIONS

The 1973 Revised Charter of the City and County of Honolulu expressly establishes the “legislative branch” as coordinate with the executive branch of city government and vests the legislative power in the city council.

As the legislative body of the city, the council performs the following major duties and functions:

- Sets city-wide policies by enacting ordinances and adopting resolutions relating to municipal government programs and services, such as police and fire protection, parks and recreation, affordable and special needs housing, sanitation and waste disposal, public transportation, and other city government operations;
- Initiates new municipal programs that the city may pursue or improvements to existing programs and services;
- Adopts the annual operating and capital programs and budgets to fund the operations of the city and the delivery of city services;
- Adopts measures that will yield sufficient moneys to balance the budget, including the setting of the annual real property tax rates and authorizing the issuance of general obligation bonds;
- Adopts a general plan for the city and land use laws affecting the city’s development plans and zoning regulations and processes;
- Establishes policies for development in or near the shoreline by reviewing and granting applications for special management area use permits and shoreline setback variances upon recommendation of the department of planning and permitting;
- Makes requests to the city auditor to conduct performance audits of city agencies and programs to determine whether laws, policies, and programs are being carried out in the most effective, efficient, and economical manner;
- Determines the necessity for taking property for public purposes and authorizes proceedings in eminent domain;
- Confirms city department heads and board and commission members nominated by the mayor;
- Fixes fees and charges for city services and the use of city property or delegates that authority to the city executive branch;
- Settles claims filed against the city and its officers and employees;
- Approves the compromise of real property tax claims in excess of \$500 upon recommendation of the director of budget and fiscal services;
- Approves the abandonment or closing of city streets and roads upon recommendation of the city administration;
- Establishes fines and penalties for violations of city ordinances;
- Accepts, on behalf of the city, gifts of money, securities, other personal property, or real estate or interests in real estate;
- Authorizes agreements between the city and other governmental and quasi-governmental agencies which place obligations on the city; and
- Approves the appointment of special counsel for the city upon the recommendation of the corporation counsel.

ORGANIZATION

For most of fiscal year 2005-06, the council exercised its legislative policy making and oversight powers through the work of eight standing committees. The standing committees served as open forums of discussion, debate, and consensus. They actively sought citizen participation in the legislative process by conducting meetings during which individuals as well as representatives of neighborhood boards, small businesses, interested organizations, and affected industries were encouraged to share their opinions and ideas on city government programs and activities. The number and diversity of public testimony received by the standing committees often formed the bases for recommendations for council action. In addition to the regularly scheduled committee meetings, the standing committees also held informational briefings to focus on complex issues and study new initiatives for city programs and services.

From July 13, 2005 to May 24, 2006, the council's eight standing committees and their respective officers and members were the following:^{1, 2}

Committee on Budget

Chair: Ann H. Kobayashi

Vice Chair: Todd K. Apo

Members: Romy M. Cachola, Barbara Marshall, Rod Tam

Committee on Executive Matters and Legal Affairs

Chair: Charles K. Djou

Vice Chair: Barbara Marshall

Members: Todd K. Apo, Romy M. Cachola, Donovan M. Dela Cruz, Nestor R. Garcia, Ann H. Kobayashi, Gary H. Okino, Rod Tam

Committee on Parks

Chair: Nestor R. Garcia

Vice Chair: Gary H. Okino

Members: Charles K. Djou, Barbara Marshall, Rod Tam

Committee on Planning and Intergovernmental Affairs

Chair: Romy M. Cachola

Vice Chair: Ann H. Kobayashi

Members: Charles K. Djou, Nestor R. Garcia, Barbara Marshall

Committee on Public Safety

Chair: Gary H. Okino

Vice Chair: Nestor R. Garcia

Members: Charles K. Djou, Barbara Marshall, Rod Tam

Committee on Public Works and Economic Development

Chair: Rod Tam

Vice Chair: Romy M. Cachola

Members: Todd K. Apo, Ann H. Kobayashi, Gary H. Okino

Committee on Transportation

Chair: Todd K. Apo

Vice Chair: Charles K. Djou

Members: Romy M. Cachola, Ann H. Kobayashi, Gary H. Okino

Committee on Zoning

Chair: Barbara Marshall

Vice Chair: Rod Tam

Members: Todd K. Apo, Romy M. Cachola, Ann H. Kobayashi

ACCOMPLISHMENTS

In fiscal year 2005-06, the council responded to a broad array of contemporary concerns and anticipated needs of the city and its residents and visitors. After studying and evaluating the many issues and problems brought before the council and considering the input of the city administration, public, and relevant interests, the council approved measures that may be

¹ In addition to the listed standing committees, the council had two other short-term standing committees. The Committee on Affordable Housing (Todd K. Apo, Chair; Ann H. Kobayashi, Vice Chair; and Donovan M. Dela Cruz, Barbara Marshall, and Rod Tam, Members) was in existence from January 1, 2006 until May 24, 2006. The Committee on Energy (Charles K. Djou, Chair; Nestor R. Garcia, Vice Chair; Romy M. Cachola, Gary H. Okino, and Rod Tam, Members) was in existence from April 1, 2006 until May 24, 2006.

² Although the council chair reorganized the standing committees effective May 25, 2006, the new standing committees held their initial meetings in the following fiscal year 2006-07.

categorized into the following general areas: (1) protecting the public health and environment, primarily through the provision of necessary infrastructure; (2) protecting the public safety, primarily through the provision of police, fire safety, and emergency response services; (3) promoting transportation modes, particularly the transit system, and improving traffic safety; (4) supporting plantation housing, affordable housing, and elderly and homeless housing; (5) enhancing and maintaining recreational facilities and natural resources; (6) revising land use policies and regulations and granting appropriate and justified development approvals; (7) strengthening and diversifying the economy; (8) providing real property tax relief; (9) addressing the problems of persons with special needs; and (10) funding city operations and projects and ensuring the efficient and effective delivery of city services.

PROTECTING THE PUBLIC HEALTH AND ENVIRONMENT, PRIMARILY THROUGH THE PROVISION OF NECESSARY INFRASTRUCTURE

Protecting the public health and environment through the provision of basic infrastructure again was among the top priorities of the council. In **Ordinance 05-014**, the executive operating budget ordinance for fiscal year 2005-06, as amended by **Ordinance 06-001**, the council appropriated \$191,029,962 for operating activities under the “sanitation function” which covered solid waste and wastewater collection and disposal. In **Ordinance 05-023**, the executive capital budget ordinance for fiscal year 2005-06, the council appropriated \$279,998,100 for 51 solid waste and wastewater projects and \$5,233,000 for 13 flood control/storm drainage projects.

Solid Waste

Major focus was placed by the council on the issue of solid waste. A bill regarding the future of the Waimanalo Gulch landfill was considered, but not passed. During consideration, however, the council recognized the need to comprehensively address solid waste disposal and recycling. **Ordinance 06-027** required the department of environmental services by January 1, 2007 to submit a 25-year integrated solid waste management plan to the council for review and then to the state department of health in accordance with state law. The Ordinance also required the department to review and, if necessary, revise the plan every five years. Another major policy initiative was expressed in **Ordinance 06-009** which required the director of environmental services to establish an island-wide curbside recycling program by July 1, 2007.

Council sentiments supporting recycling were also set forth in various resolutions. **Resolution 05-199, CD1**, supported a program for the public schools to encourage recycling for fundraising and by students. **Resolution 05-214, CD1**, urged the city administration to implement a recycling demonstration project authorizing nonprofit organizations and community groups to place recycling receptacles in city parks and other city property. **Resolution 05-388** urged the city administration to apply for state funding to establish and operate beverage container redemption centers. **Resolution 05-386** urged the legislature to allow the one-cent container fee revenues established by the state beverage container deposit law to be remitted to the counties to fund curbside recycling programs. **Resolution 05-387** requested the legislature to amend the state beverage container deposit law to provide for the distribution of deposits to the counties for curbside recycling programs. Finally, the council felt that the counties could better manage and operate the beverage container law and, consequently, adopted **Resolution 05-389** which requested the legislature to transfer to the counties the responsibility for the administration of that law.

Additionally, the council authorized a modification of the glass recycling program contract between the department of environmental services and state department of health under **Resolution 05-277** and authorized the director of community services to apply for funds from the U.S. Environmental Protection Agency for a brownfields assessment grant under **Resolution 06-047, CD1**.

Wastewater

Improvement of the wastewater collection, treatment, and disposal system again received major attention by the council. A modification of the Wahiawa wastewater treatment plant was authorized when the council through **Resolution 06-162** revised the public infrastructure map for the Central Oahu development plan area by adding the appropriate symbol.

The council took action to obtain funding from state loans to improve various city wastewater facilities. **Resolution 05-379** authorized the mayor to execute all state water pollution control revolving fund loan applications and agreements with the state department of health. More specifically, **Resolution 05-382** authorized the receipt and expenditure of such a state loan for the Waipahu wastewater pump station modification project. **Resolution 05-383** authorized the receipt and expenditure of a state loan for the Hart Street wastewater pump station alternative project. **Resolution 05-384** authorized the receipt and expenditure of a state loan for the Ala Moana wastewater pump station modification project.

Projects for improvement of the wastewater collection system also were advanced. **Resolution 05-164** authorized the corporation counsel to institute eminent domain proceedings to acquire an easement necessary for the Nimitz Highway sewer reconstruction at Kalihi Kai and Kalihi. **Resolution 05-358** authorized the institution of an eminent domain action to acquire an easement for the Ka-Hanahou Place sewer project in Kaneohe. **Resolution 06-060** authorized the director of environmental services to enter into an agreement with the U.S. Fish and Wildlife Service to share a water service line to the Kahuku wastewater treatment plant and James Campbell national wildlife refuge.

Other actions concerning the wastewater system included the following. **Resolution 06-108** authorized an intergovernmental agreement for accepting and expending an EPA grant for recycling wastewater effluent in Central Oahu. **Resolu-**

tion 06-061 authorized the transfer of \$1,000,000 from the project adjustment account for the Sand Island wastewater treatment plant disinfection facility and effluent pump station. **Resolution 06-004** authorized (1) the receipt and expenditure of monies for the Sand Island process control laboratory funded by the U.S. Environmental Protection Agency and (2) the director of environmental services to enter into a memorandum of agreement with the U.S. Army Corps of Engineers, Honolulu district, for design and construction services for the Sand Island process control laboratory project.

Flood Control

Heavy rains during the early months of 2006 caused significant flooding problems at certain areas of Oahu. Consequently, the council adopted measures intended to prevent future problems through mitigation measures.

Most importantly, the council authorized the improvement of the storm drainage infrastructure. **Resolution 06-185** authorized the Waimalu stream flood control project by adding a drainage way symbol to the public infrastructure map for the primary urban center development plan area. **Resolution 05-240**, as amended by **Resolution 05-272**, authorized an intergovernmental agreement with the U.S. Army, Department of Public Works, to design and install a structural best management practice storm water pollution control device in the vicinity of Salt Lake elementary school. **Resolution 05-296** authorized the director of design and construction to sign an interagency agreement with the U.S. Department of Agriculture, Natural Resources Conservation Service, for the Hahaione drainage channel report project. **Resolution 05-212, CD1**, authorized the director of design and construction to sign the PW review sign-off sheet for the Manoa Stream emergency repairs at East Manoa Road bridge and Kahaloa Drive bridge and authorized the director of budget and fiscal services to accept and expend funds for the projects. **Resolution 05-331** authorized the condemnation of an easement for the Hakimo Road drainage improvements in Lualualei.

Other measures adopted by the council requested the city administration to undertake certain action regarding flood control. **Resolution 05-366, CD1**, urged the city administration to move forward immediately to widen, clean, maintain, and dredge the city's portion of the Kaukonahua-Helemanohua watershed to prevent flooding in the area. **Resolution 05-374, CD1**, requested the department of environmental services, in cooperation with the Board of Water Supply, to recycle and redistribute the treated effluent from the Wahiawa wastewater treatment plant to reduce the risk of flooding in the Haleiwa-Waialua areas.

Other measures requested the state legislature to take action. **Resolution 06-116** requested the legislature to increase the civil penalty for the failure to maintain streams that are a private responsibility. **Resolution 06-137** requested the legislature to enact legislation requiring landowners who own property containing or abutting streams or stream beds to disclose stream maintenance responsibilities to property buyers and to file information regarding any transfer of their property title with the appropriate state and county agencies.

Cooperative action by non-city agencies also was requested. **Resolution 05-222** urged the state Housing and Community Development Corporation of Hawaii to clear and clean the streams and watersheds in the Waiahole/Waikane area to prevent the flooding of Kamehameha Highway. **Resolution 06-024, CD1**, urged the city and state to use the mass media to notify relevant property owners of their ownership and maintenance responsibilities for streams and stream channels. The Resolution also urged the city and state to regularly maintain the portion of streams beneath city and state bridges to ensure unimpeded water flow. **Resolution 06-072, CD1**, requested the federal, state, and city governments to coordinate their efforts to address flood remediation and obtain funding for flood remediation of the Paukaula and Kaukonahua streams in Waialua.

Additionally, the council adopted the following: (1) **Resolution 05-250** which authorized the mayor to enter into an agreement with the U.S. Geological Survey for the collection of basic hydrologic data on Oahu; (2) **Resolution 05-414** which authorized an intergovernmental agreement with the U.S. Geological Survey to continue storm water monitoring for surface water and suspended sediment data for the Manoa Valley watershed and Honouliuli stream; and (3) **Resolution 06-015, CD1**, which urged the state department of health to conduct a public hearing on the application for a section 401 water quality certification by the developer of "The Woods at Ahuimanu" proposed development in Kahaluu.

Miscellaneous

The council adopted measures concerning the electric utility infrastructure. Easements for power lines and communication lines over city-owned property at Haleaha, Koolauloa were granted under **Resolution 06-070**. Easements also were granted to Hawaiian Electric Company, Inc., for the installation of switching vaults and power lines over city-owned property at Waialae-Nui under **Resolution 07-074**.

Ordinance 05-032 adopted the 2005 edition of the National Electrical Code. **Ordinance 05-037** amended the building code to promote equal access to restroom facilities in group A occupancies, such as entertainment centers, movie theaters, and sports arenas. **Resolution 06-176** requested the city administration to purchase only hybrid vehicles or vehicles with high mileage ratings in the future.

PROTECTING THE PUBLIC SAFETY, PRIMARILY THROUGH THE PROVISION OF POLICE, FIRE SAFETY, AND EMERGENCY RESPONSE SERVICES

Protecting the public safety remained among the top priorities of the council. **Ordinance 05-014**, as amended by **Ordinance 06-001** and **Ordinance 06-018**, appropriated \$292,311,147 for the operating activities of the police department,

fire department, department of emergency services, department of the prosecuting attorney, Liquor Commission, and civil defense agency. **Ordinance 05-023** appropriated \$10,187,000 for 17 police, fire, prosecuting attorney, and emergency services capital improvement projects.

Police

At the request of the city administration, the council authorized improvements to the Honolulu police department's scientific investigation facilities. **Resolution 06-184** added a modification symbol to the public infrastructure map for the primary urban center development plan area to allow the expansion of those facilities at the main police department headquarters. The expansion was intended to enhance the capabilities of the scientific investigation section to perform its duties.

The council also adopted **Resolution 06-026** which requested the city administration to fill vacant police positions. In the Resolution, the council noted that it had added police positions in the budget because more officers were needed to combat agricultural theft and other crimes.

As usual, the council at the request of the police department approved cooperative agreements between the department and state and federal agencies. Resolutions authorizing such actions included the following. **Resolution 05-263, CD1**, authorized the chief of police to enter into a memorandum of understanding with the U.S. Department of Justice, Drug Enforcement Administration, for the Hawaii high intensity drug trafficking area (HIDTA) task force. **Resolution 05-264, CD1**, authorized the chief of police to enter into a memorandum of understanding with the U.S. Department of Justice, Drug Enforcement Administration, for the Hawaii airport task force. **Resolution 05-275** authorized a memorandum of understanding between the U.S. Naval Criminal Investigative Service and participating federal, state, county, and municipal agencies for law enforcement information exchange. **Resolution 05-280, CD1**, authorized the chief of police to enter into an intergovernmental agreement with the state department of health to receive and expend funds for enforcement of intoxicating liquor laws. **Resolution 05-291, CD1**, and **Resolution 05-362** authorized the chief of police to enter into intergovernmental agreements with the state department of health to enforce the state law prohibiting tobacco sales to minors. **Resolution 05-321, FD1**, authorized the Honolulu police department to enter into a memorandum of understanding with the U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms, and Explosives, regarding participation in the paperless firearms tracing system. **Resolution 05-359, CD1**, authorized the chief of police to enter into an agreement with the state office of youth services for the Honolulu police department's gang intelligence enforcement and prevention programs. **Resolution 05-372, CD1**, authorized the chief of police to enter into a contract with the state department of education for a grant to supplement the Honolulu police department's drug abuse resistance education (DARE) program. **Resolution 05-419** approved a memorandum of understanding between the state department of the attorney general and Honolulu police department regarding the issuance of firearm permits and carry licenses. **Resolution 06-005** authorized the mayor and chief of police to enter into a memorandum of understanding with the Hawaii National Guard to utilize support services provided by the counterdrug support program for drug eradication and interdiction operations conducted by the Honolulu police department. **Resolution 06-037** authorized the chief of police to enter into a contract with the crime prevention and justice assistance division of the state department of the attorney general to eradicate marijuana in the state of Hawaii. **Resolution 06-038** approved a memorandum of agreement between the Honolulu police department and state department of the attorney general governing the use of the criminal justice information system-Hawaii.

The council also authorized the chief of police to apply for and accept funds from the federal and state governments under the following resolutions. **Resolution 05-223** authorized the chief of police to apply for and accept funds from the National Institute of Justice for the Honolulu police department's deoxyribonucleic acid (DNA) capacity enforcement program. **Resolution 05-290** authorized the chief of police to apply for funds from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, for the gang assistance education and training program. **Resolution 05-297, CD1**, authorized the chief of police to apply for funds under the FY 2005 Edward Byrne Justice Assistance Grant Program from the state department of the attorney general. **Resolution 05-339** authorized the chief of police to accept funds from the U.S. Federal Fiscal Year 2005 Omnibus Appropriations Bill for improvements to the crime laboratory of the science investigation section. **Resolution 05-334** authorized the chief of police to apply for and accept funds from the U.S. Department of Justice, Bureau of Justice Assistance, under the bulletproof vest partnership program. **Resolution 06-092** authorized the chief of police to accept funds from the state department of the attorney general, crime prevention and justice assistance division, for the Honolulu police department's drug abuse resistance education (DARE) program.

Fire

The council took positive action to relocate the Hauula fire station. Under **Resolution 06-062**, the corporation counsel was authorized by the council to acquire land through eminent domain for the relocation.

At the initiation of the fire chief, the council passed **Ordinance 05-024** which made various amendments to the fire code addressing fire safety signs, Christmas tree usage, and fuel-dispensing nozzles.

The council also authorized the fire department to enter into and benefit from various intergovernmental agreements. **Resolution 05-204, CD1**, authorized the filing of an application for and the acceptance of assistance to firefighter grant program funds from the U.S. Department of Homeland Security. **Resolution 05-262, CD1**, authorized the fire department to receive \$35,000 from the state of Hawaii for a personal services contract hire to assist the state Fire Council Adminis-

trator, who also served as the battalion chief of the Fire Prevention Bureau. **Resolution 05-279, CD1**, authorized the fire department to enter into an agreement with the Hawaii Rural Development Project to receive equipment and training through a rural job training initiative grant for fire fighter and emergency/first response training. **Resolution 05-306** authorized the Honolulu fire department to enter into a memorandum of agreement with the state department of public safety, narcotics enforcement division, and the U.S. Department of Justice, Drug Enforcement Administration, for the flow testing of self-contained breathing apparatuses. **Resolution 05-348** authorized the Honolulu fire department to enter into an agreement with the state department of land and natural resources, division of forestry and wildlife, to accept \$50,000 in grant funds through the volunteer fire assistance program. **Resolution 05-380** authorized the fire chief to apply for and accept a fire prevention and safety grant under the U.S. Department of Homeland Security's assistance to firefighters FY 2005 grant program.

Emergency Services

Enhancement of the emergency services capabilities was addressed by the council through a variety of measures. The construction of an emergency medical services facility in Makiki was authorized under **Resolution 06-039**. The Resolution placed a government building symbol on the public infrastructure map for the primary urban center development plan area for the facility. Quicker response times were intended under two measure: (1) **Ordinance 05-031** which amended the traffic code to include a vehicle used by the department of the medical examiner during official duty as an "authorized emergency vehicle" and (2) **Resolution 05-254** which urged the city administration to name or number the beach right-of-ways on Oahu, primarily for easier identification by law enforcement and emergency response personnel. The council also, under **Resolution 05-193**, authorized the mayor to enter into an intergovernmental agreement with the U.S. Navy to provide mutual aid emergency medical services.

Civil Defense

Hurricane Katrina heightened the council's awareness of the importance of civil defense services during and after natural disasters. Thus, the council adopted **Resolution 05-344** which urged the city administration to identify all emergency shelters on Oahu and conduct a community outreach program. The council also adopted **Resolution 05-375, CD1**, which urged the city administration, in cooperation with the Oahu and state civil defense agencies, to improve public awareness and evacuation plans and warning systems for residents and communities island-wide in the event of flooding. Additionally, the council authorized two intergovernmental agreements to improve the city's civil defense program. **Resolution 05-329** authorized the mayor or acting administrator of the Oahu civil defense agency to enter into an intergovernmental agreement with the Hawaii state civil defense agency to accept and expend a grant of \$675,000 from the U.S. Department of Homeland Security's transit grant program. **Resolution 05-330** authorized the mayor or acting administrator of the Oahu civil defense agency to enter into an intergovernmental agreement with the Hawaii state civil defense agency to accept and expend a grant of \$50,000 from the U.S. Department of Homeland Security's buffer zone protection program. Finally, the council recognized that the private sector has an important role in civil defense. Through **Resolution 06-046**, the council expressed support for the Queen's Medical Center's request for state funding to increase its power generation capacity to ensure uninterrupted medical services in the event of a disaster.

Prosecuting Attorney

The council authorized the prosecuting attorney to enter into two intergovernmental agreements. **Resolution 05-345, CD1**, authorized the department of the prosecuting attorney to enter into an agreement with the state department of the attorney general to accept funding under the state's justice assistance grant program. **Resolution 05-313** authorized the Honolulu prosecuting attorney to enter into an agreement with the Kauai prosecuting attorney for the sharing with the latter of the Honolulu department of the prosecuting attorney's criminal case management software program.

Liquor Commission

After much deliberation, the council approved the increase of certain fees charged by the Honolulu Liquor Commission. In doing so, the council intended to achieve a balance between the Commission's need for additional revenues to perform its duties and fairness to liquor licensees. The increase was approved under **Resolution 05-034, FD1**.

Graffiti

Graffiti, one of the more irritating community problems, was addressed by two measures approved by the council. **Ordinance 05-036** increased the maximum fine to \$2,000 from \$1,000 for a violation of the city ordinance regulating the distribution, acquisition, possession, and use of graffiti implements. **Resolution 06-140** requested the city administration to study the possibility of building or designating a "graffiti wall" in Honolulu.

Request For State Legislation

The council also requested the state legislature to enact certain legislation that would promote public safety. **Resolution 05-258, CD1**, urged the legislature to authorize the counties to enact fireworks control ordinances that are more stringent than the state fireworks control law. **Resolution 06-007, CD1**, urged the legislature to require the forfeiture of a vehicle owned and used by a person convicted of street racing upon the first offense. **Resolution 06-042** urged the legislature to

enact the proposals in the 2006 law enforcement coalition legislative package.

ENHANCING TRANSPORTATION, ESPECIALLY THE TRANSIT SYSTEM, AND IMPROVING TRAFFIC SAFETY

TRANSIT

Transit Surcharge

Among the more important actions taken by the council was the imposition of the general excise and use tax surcharge to fund the future mass transit system. **Ordinance 05-027** imposed the surcharge commencing on January 1, 2007 under authority of and in compliance with state law. The Ordinance, however, prohibited the expenditure of surcharge revenues until the following three conditions are met:

- (1) The council approves a locally preferred alternative;
- (2) The director of transportation services presents an operational, development, financial, and route plan for the locally preferred alternative; and
- (3) There is a commitment of federal funds for the locally preferred alternative.

Selection and approval of a locally preferred alternative by the council first requires the completion of an alternatives analysis of various mass transit modes and alignments. Because the council wants to approve the locally preferred alternative before January 1, 2007, the council adopted **Resolution 05-377, CD1**, which urged the city administration to complete the alternatives analysis for the mass transit project by November 1, 2006.

Near the end of the fiscal year, the council became aware of a problem regarding the state's capability to collect the surcharge. The state department of taxation indicated that it did not have sufficient funds to pay a vendor to perform work necessary to enable the department to collect the surcharge. Based on representations of the state and city administrations, the council understood that, if the funding was not provided to the vendor, the surcharge could not be collected commencing on January 1, 2007.

To rectify the problem, the council under **Resolution 06-225, FD1**, laid out a strategy to appropriate \$5,000,000 of city funds as a guarantee or loan for work by the vendor necessary to collect the surcharge. The Resolution expressed the council's willingness to consider utilizing section 13-122.2 of the charter to waive any charter provision that technically prevents the enactment of a supplemental budget ordinance in fiscal year 2006-07 to appropriate the \$5,000,000.

Following the adoption of the Resolution, the mayor recommended the waiver of a charter provision that the city administration had indicated would jeopardized the receipt of federal funds for the transit project. The charter provision was section 9-105.3 which permits the enactment of a supplemental budget ordinance only for unanticipated contingencies. The council found the mayor's justification persuasive and approved the recommended waiver under **Resolution 06-247**.³

Other actions taken by the council with respect to the future mass transit system included the following. **Resolution 06-085** expressed support for state legislation, such as Senate Bill No. 2382 that was intended to make state tax collection more efficient, that could result in larger payments to the city for a mass transit project. **Resolution 06-118, CD1**, requested the department of planning and permitting to review the transit-oriented zoning ordinances of other municipalities and evaluate their applicability to the city. **Resolution 06-045** urged the mayor to create a temporary agency to plan, design, and construct the new public transportation system.

Ferry Project

Another alternative mass transit mode also received the attention of the council. At the request of the city administration, the council appropriated \$6,700,000 in **Ordinance 05-023** for an intra-island ferry demonstration project. The council also adopted **Resolution 06-151** which authorized the city director of transportation services to enter into an intergovernmental agreement with the state department of transportation, harbors division, for the use of piers at Kalaeloa Barbers Point and Aloha Tower Marketplace for the demonstration ferry project.

Bus/Handivan System

Although the council placed much focus on the future transit system, attention also was given by the council to the existing bus/Handivan system. **Ordinance 05-014**, as amended by **Ordinance 06-001** and **Ordinance 06-018**, appropriated \$159,000,906 for the operation of the public transit system. **Ordinance 05-023** appropriated \$10,812,000 for 10 bus/Handivan capital projects. Additionally, **Resolution 05-376** amended the primary urban center public infrastructure map by placing a government building symbol in Waimalu for a transit center to primarily serve the Aiea and Pearl City communities.

The need for cost savings in the public transit system was recognized by the council. To ease the burden of state taxation, the council adopted **Resolution 06-014** which urged the legislature to exempt public transportation agencies from pay-

³ The supplemental operating budget bill to actually appropriate the \$5,000,000 was considered and enacted in the fiscal year 2006-07.

ment of the liquid fuel tax. In an innovative measure, the council also adopted **Resolution 06-143** which requested the city administration to study the use of nitrogen gas for the inflation of tire installed on city vehicles in order to increase vehicular mileage and fuel savings.

Improvement of the bus system was addressed in various resolutions adopted by the council. **Resolution 05-261** urged the city administration to reinstate the “smart card” bus fare payment project. **Resolution 05-248** urged the department of transportation services to evaluate and improve city bus service in Central Oahu. **Resolution 05-417** urged the department of transportation services to consider providing bus service on demand to low ridership areas.

Federal Transit Funding

The council also approved resolutions to obtain federal funding from the Federal Transit Administration. **Resolution 06-192** authorized the director of transportation services to file an application and execute a cooperative agreement with the Federal Transit Administration for federal funds for the construction of the Wahiawa transit center and park-and-ride facility and purchase of new buses. **Resolution 06-191** authorized the director of transportation services to file an application and execute a cooperative agreement with the Federal Transit Administration for federal funds for bus preventive maintenance. **Resolution 06-111** authorized the filing of an application and the execution of a grant or cooperative agreement with the Federal Transit Administration for federal transportation assistance authorized by 49 U.S.C. Chapter 53, Title 23, United States Code, and other federal statutes administered by the Federal Transit Administration. **Resolution 05-413** authorized the director of transportation services and corporation counsel to make and submit certifications and assurances required for compliance with the U.S. Department of Transportation, Federal Transit Administration grant programs. **Resolution 06-158** approved two work elements for inclusion in the fiscal year 2007 overall work program which will permit the use of federal funds for the work elements. One work element was for a transit-oriented development tour (the other was for a Tantalus and Round Top boundary survey).

Miscellaneous

Finally, **Resolution 05-302** authorized the provision of fare-free service on TheBus and TheHandi-Van on Sunday, October 2, 2005, for individuals attending the “Children and Youth Day” event on the state capitol grounds.

HIGHWAYS

Highway Facilities

Although placing most focus on the transit mode, the council did not neglect the highway mode. The council understood that significant reduction in traffic requires the implementation of many different strategies. Thus, the council adopted **Resolution 05-304, CD1**, which expressed the council’s commitment to study an Ewa-Ford Island bridge.

The council also addressed more immediate projects. **Resolution 05-303** urged the state department of transportation to allow the U.S. Department of the Navy to directly connect the new base access road for its proposed Hawaii regional security operations center to Kamehameha Highway. **Resolution 05-402** authorized the director of design and construction to enter into a memorandum of agreement with the state department of transportation on the management of an endangered plant in order to enable the extension of the Kapolei parkway project. **Resolution 06-101** requested the city administration to work expeditiously to acquire Paakea Road between Mailiilii Road and Lualualei Naval Road. **Resolution 05-403, CD1**, approved the sale of a parcel to the state department of transportation for the H-1 widening from the Waimalu viaduct to the Pearl City off-ramp. **Resolution 06-036** urged the department of facility maintenance to enter into an agreement with the state department of land and natural resources for the maintenance of Round Top Drive and Tantalus Drive. **Resolution 05-256** authorized eminent domain proceedings to acquire easements for the Kamehameha highway bridge over Anahulu stream in Kawailoa.

Road Maintenance

The council joined the city administration in stressing road maintenance.

Under **Resolution 05-266, CD1**, the council expressed its desire to assist the city administration in establishing and properly funding a road maintenance program. The Resolution also requested the administration to submit the following documents to the council: (1) a short- and long-range road maintenance program by December 31, 2005; (2) a report, by July 31, 2006, on how budgeted funds for the road maintenance program will be utilized; and (3) monthly reports to the committee on public works and economic development at regularly scheduled committee meetings on the progress of the program.

The council also sought assistance from the state in **Resolution 05-292**. The Resolution authorized the mayor to request the governor to release and allot \$4,000,000 in state funds that were appropriated by the legislature for the repair and maintenance of roads in Honolulu.

Additionally, the council recognized that private sector participation in the road maintenance program would be beneficial. The council adopted **Resolution 05-347, CD1**, which urged the city administration to enter into a partnership with the Hawaii asphalt paving industry to assist the city with implementing long- and short-range programming of the city’s road maintenance program.

Traffic Safety

Traffic safety was addressed by the council through the granting of authorization for city agencies to enter into intergovernmental agreements. **Resolution 05-206, CD1**, authorized the chief of police to apply for and enter into an intergovernmental agreement with the state department of transportation concerning speed enforcement. **Resolution 05-367** authorized the chief of police to enter into an intergovernmental agreement with the state department of transportation for federal funding for traffic investigator training. **Resolution 05-368** authorized the chief of police to enter into an intergovernmental agreement with the state department of transportation for federal funding for vehicle occupant protection programs. **Resolution 05-369** authorized the chief of police to enter into an intergovernmental agreement with the state department of transportation for federal funding for sobriety checkpoint enforcement. **Resolution 05-370** authorized the chief of police to enter into an intergovernmental agreement with the state department of transportation for federal funding for pedestrian safety enforcement and education programs. **Resolution 05-371** authorized the chief of police to enter into an intergovernmental agreement with the state department of transportation for federal funding for speeding enforcement efforts. **Resolution 05-420** authorized the chief of police to enter into an intergovernmental agreement with the state department of transportation regarding traffic data records. **Resolution 05-205, CD1**, authorized the chief of police to apply for and enter into an intergovernmental agreement with the state department of transportation concerning pedestrian enforcement. **Resolution 05-315** authorized the department of information technology to enter into an intergovernmental agreement with the state judiciary and state department of transportation for the purpose of fulfilling the provisions of the Federal Motor Carrier Safety Improvement Administration Act of 1999. **Resolution 05-352** authorized the department of transportation services to execute an intergovernmental agreement with the state department of transportation for a highway safety project reimbursement grant for the “Walk Wise Hawaii” program.

Parking

Parking regulations received more attention from the council than usual. **Ordinance 06-005** allowed a moped to park at a bicycle rack when signage permits such parking. It was intended to provide more parking opportunities for moped operators, especially on Fort Street Mall. **Ordinance 06-020** clarified the circumstances under which a motor vehicle in a parking meter space within a public park is parked in an illegal manner. The Ordinance was intended to clearly specify when a parking meter violation occurs. To provide for easier prosecution, **Ordinance 06-011** made it unlawful for a person to tamper with or remove parts from a motor vehicle parked on a public street, highway, or pedestrian mall. The Ordinance was intended to remove from the prosecutor the burden of proving that the person tampered with the vehicle or removed the parts without the consent of the motor vehicle owner. **Ordinance 06-013** authorized the police department and department of customer services to tow a vehicle with no valid registration emblem, safety check sticker, or license plate that is parked on a public street or highway or grassy area adjacent to a street or highway for an extended period. The Ordinance was intended to permit the city to immediately tow presumably abandoned, unsightly vehicles in such areas.

MISCELLANEOUS

The council also adopted the following: **Resolution 06-100** which requested the Transportation Commission to carry out its charter mandated duties and functions and **Ordinance 05-038** which increased the allowable height of newsstands on public sidewalks from 45 to 50 inches.

SUPPORTING PLANTATION HOUSING, AFFORDABLE HOUSING, HOUSING FOR THE ELDERLY AND HOMELESS

Plantation Camps

The changing economy of Oahu had a direct effect on the housing situation in rural areas. Due to the decrease of agricultural operations in Central Oahu, the council became concerned about the possible detrimental effect on housing for former plantation and pineapple field workers. To address the situation, the council adopted various resolutions. **Resolution 06-096, CD1**, requested the Hawaii Historic Places Review Board to designate properties within Poamoho camp, Kunia camp, Waialua mill camp, and Kahuku villages as historic properties and to enter the properties into the Hawaii register of historic places. The council felt that the designation would provide some protection from redevelopment of those plantation camps. The council also adopted **Resolution 06-032, CD1**, which supported the preservation of residential homes in former plantation-owned housing areas and urged the relevant landowners to subdivide the land and allow current tenants to acquire the property. Relatedly, the council adopted **Resolution 06-033, CD1**, which proposed amendments to the subdivision ordinance to make it easier to subdivide the land on which former plantation communities sit.

Kahuku Village

The council gave a great deal of attention to the former sugar plantation housing generally known as Kahuku Village. One area of focus was “phase IV,” which is owned by the city, but contracted out for development by a private community entity. Because of flood control concerns, “phase IV,” which commenced in the mid-1980s, was not completed, and persons who had expected to move into “phase IV” were still awaiting their promised homes. The second area of focus was “phase 5,” a residential neighborhood presently owned, but placed on the market, by the Campbell Estate. Residents of “phase 5” were troubled because the prospective sale of their homes might have resulted in their eviction to make way for redevelopment of the area.

The council responded by adopting various resolutions. **Resolution 06-131** requested the city administration to commence planning for the subdivision, improvement, and conveyance of “phase IV” of Kahuku Village. **Resolution 06-095** requested the legislature to provide funding for low-interest home loans to the residents of Kahuku. **Resolution 06-136** requested the city administration to initiate efforts to identify and exchange real property owned by the city for real property of “phase 5” of Kahuku Village. **Resolution 06-117** requested the state Community Development Corporation of Hawaii and state department of land and natural resources to commence eminent domain proceedings for the condemnation of land in Kahuku.

Kukui Garden

Council attention also was placed on the Kukui Garden controversy. Tenants of Kukui Garden, an affordable rental project, became concerned that the sale of the project would result in increased rents in the future. The council considered their concern to be valid and adopted two resolutions on the issue. **Resolution 06-068** requested the Kukui Garden Corporation, the present owner, to ensure the affordability of units in the Kukui Garden housing complex. **Resolution 06-123** expressed support for the state’s efforts to preserve affordable housing by acquiring the Kukui Garden housing complex.

Homeless

The homeless issue was addressed through various actions by the council. One innovative measure, **Ordinance 06-017**, exempted vehicles that are converted into mobile homeless shelters from the motor vehicle weight tax. Another measure, **Resolution 06-031**, requested the city administration to identify city lands that are available and suitable for affordable housing development or transitional shelters for the homeless. Two resolutions authorized the director of community services to apply for grant funds from the U.S. Department of Housing and Urban Development for homeless projects: **Resolution 06-175, CD1**, and **Resolution 06-178**.

Other Actions

Other council actions to promote affordable housing included the following. **Ordinance 06-016** waived the building permit fees for the replacement of dilapidated homes on Hawaiian Home lands. **Resolution 05-218, CD1**, authorized 201G exemptions for the Tusitala Vista affordable elderly rental apartment project in Waikiki. **Resolution 06-119** proposed land use ordinance amendments to encourage the development of affordable rental housing. The amendments would allow the modification of underlying density and height standards for an affordable rental housing project under the conditional use permit process.

ENHANCING AND MAINTAINING RECREATIONAL FACILITIES AND NATURAL RESOURCES

The council has always recognized that the health and well-being of the community must be promoted. Accordingly, the council has considered the provision of recreational facilities and services and protection of natural resources as core services of the city.

Waimea Valley

City efforts to save Waimea Valley from closure to public access and development for private use culminated in a settlement of a city condemnation action against the landowner. By **Resolution 06-017, FD1**, the council approved a settlement agreement involving various parties besides the city. Under the agreement, Waimea Valley was acquired for \$14,000,000, with the payment apportioned as followed: city — \$5,000,000; office of Hawaiian Affairs — \$2,900,000; U.S. Army — \$3,500,000; state department of land and natural resources — \$1,600,000; and National Audubon Society — \$1,000,000. The office of Hawaiian Affairs was to be the fee simple owner, with the Audubon Society holding the management lease. The city and department of land and natural resources were to become joint holders of a perpetual conservation and public access easement. This settlement was approved after the council rejected a previous proposal that would have conferred ownership to the city of the lower portion of the Valley while allowing the private owner to retain ownership of the other portion and seek permits to build some residences there.

Naming Of Parks And Facilities

The council honored various persons by naming certain parks or facilities after them. To honor a person who formerly served as council chair, U.S. congresswoman, and territorial and state legislator, the council adopted **Resolution 06-080, CD1**, which renamed the Central Oahu Regional Park the “Patsy T. Mink Central Oahu Regional Park.” Other resolutions adopted by the council named facilities after persons involved in the communities where the facilities are located. **Resolution 05-411** named the new comfort station at the west end of Haleiwa Alii Beach Park after the late Donald “Popki” Keao. **Resolution 06-086, FD1**, named the Wahiawa District Park baseball field after the late Howard Kazumi “Kan” Oda. **Resolution 06-147, CD1**, named the roadway to the Waipahu Cultural Garden Park after the late C.O. “Andy” Anderson. **Resolution 06-148** renamed the Mililani Town Center Neighborhood Park as the “Michael S. Nakamura Neighborhood Park.” **Resolution 06-154** renamed the Wahiawa District Park the “George Fred Wright Wahiawa District Park.” Finally, the council recognized and memorialized the contributions of military veterans by adopting **Resolution 05-346** which named the aquatic center at the Central Oahu Regional Park as the “Veterans’ Memorial Aquatic Center.”

Park Improvements

Improvements to parks and facilities were authorized or promoted by various actions. The Ocean Pointe Park was authorized by the placement of a park symbol on the public infrastructure map for the Ewa development plan area under **Resolution 05-162, CD1**. Preservation of the land makai of the Kahuku golf course for a beach park was authorized by **Resolution 05-060, CD1, FD1**, which placed a park symbol at the site in the public infrastructure map for the Ko'olau Loa development plan area. **Resolution 05-251** granted a special management area use permit to the department of design and construction for a new canoe halau at Ala Moana Regional Park. **Committee Report 200 (2006)** accepted a gift to the Honolulu Zoo of an orangutan exhibit valued at \$650,000.

Funding for the Makiki Community Library was sought through two measures. **Resolution 05-203, CD1**, authorized the mayor to request the governor to release state funds for the Library, and **Resolution 06-016** authorized the mayor to apply for, accept, and expend funds from the U.S. Department of Housing and Urban Development for expansion and renovation of the Library.

The council also took action to assist the state in the establishment of the Ka Iwi Scenic Shoreline Park. Under **Resolution 06-125**, the council approved the fee conveyance of the city's Makapuu Lookout to the state department of land and natural resources for the park.

Park Operation

Enhancing community access and use of parks and other recreational facilities was addressed through a variety of measures. **Ordinance 05-022** allowed certain uses, such as disc golf, in city botanical gardens and authorized the department of parks and recreation to set fees for such uses. **Resolution 05-253** urged the city administration to immediately finalize and disseminate the schedule of North Shore winter surfing contests. **Resolution 06-099, CD1**, requested the city administration to immediately finalize and disseminate the schedule and rules for the North Shore winter surfing contests. **Resolution 05-400** urged the department of parks and recreation to establish a policy requiring sports leagues and organizations utilizing city parks for their activities to adopt rules that ensure reasonable accommodations for disabled participants. **Resolution 05-299** authorized the director of budget and fiscal services to enter into an intergovernmental agreement with the University of Hawaii to develop and manage an education and interpretative program for the Hanauma Bay Nature Preserve and **Resolution 06-199** authorized an amendment of the agreement.

The council also recognized that parks are sometimes used for commercial purposes and that such commercial users should pay appropriate fees. Thus, the council adopted **Resolution 06-009** which requested the department of parks and recreation to review all commercial uses of city parks and propose appropriate fees and permits for them.

Intergovernmental Relations

Various resolutions requested other governmental entities to take certain actions regarding recreational facilities or natural resources.

The most significant was **Resolution 05-327, CD1**, which supported the complete and permanent protection of the Northwestern Hawaiian Islands. A designation of the area as a national monument was subsequently approved by the U.S. government.

To provide greater protection from liability, the council adopted **Resolution 05-343**. The Resolution approved for inclusion in the 2006 HSAC legislative package a proposal repealing the sunset dates for three state statutes that provide the counties with liability protection for public use of certain county recreational areas.

Funding applications from intergovernmental sources were authorized under the following resolutions. **Resolution 05-300** authorized the mayor to request the governor to release and allot funds for the control and eradication of the coqui frog. **Resolution 06-128, CD1**, authorized the city director of parks and recreation to enter into an intergovernmental agreement with the state department of human services, office of youth services, to acquire funding for the community-based youth gang prevention services. **Resolution 05-323** accepted gifts for payment of the travel expenses of the Royal Hawaiian Band for its goodwill concert tour to Japan from September 29 to October 4, 2005.

Studies of natural resources also were authorized under (1) **Resolution 05-398** concerning an intergovernmental agreement with the state department of land and natural resources for the study of sediment and pesticides in the Ala Wai Watershed and (2) **Resolution 06-190** concerning an agreement with the Hawaii Stream Research Center of the University of Hawaii for the biological and habitat assessment of Makiki stream.

REGULATION OF LAND USE

Land use planning and regulation are major duties upon which the council spends much time and effort. The council fulfills these duties by balancing the need for development to provide housing and economic growth and the need to protect open space and the environment.

Policy Issues

To promote an increase of the housing stock, **Ordinance 06-15** amended the land use ordinance by deleting the maximum floor area restrictions on ohana dwelling units.

A major policy initiative was made by the council through **Resolution 05-209, CD1**. The Resolution proposed amendments to the land use ordinance to provide deadlines for the processing of council-initiated amendments to the land use ordinance. The amendments included deadlines for transmittal of the amendments from the director of planning and permitting to the Planning Commission, the Planning Commission to the mayor, and mayor to the council. Basically, the Resolution was intended to address the problem of excessive delays in the processing of council-initiated amendments by the city administration.

Focus was placed by the council on the issue of visitor units in residential areas. Of much controversy in the Windward Oahu and North Shore areas, the issue primarily involved the proliferation and negative effects of illegal operations. The council reviewed the issue and recommended two proposals. **Resolution 05-186, CD1**, proposed amendments to the land use ordinance relating to the regulation of certain visitor accommodations. The main purpose of the proposed amendments was to require (1) advertisements for nonconforming transient vacation units to include their nonconforming use certificate numbers and (2) advertisements for conforming transient vacation units in the A-2 or resort zoning districts to include their street addresses and units numbers. The intent was to enable the city to more easily identify transient vacation units that are operating illegally. **Resolution 05-187, CD1**, proposed amendments to the land use ordinance relating to bed and breakfast homes. The proposed amendments repealed the prohibition on new bed and breakfast homes and established permitting and other regulatory requirements on them.

Council concern over the need to review and update the development plans was expressed in **Resolution 06-081**. The Resolution requested the department of planning and permitting to complete its five-year review of the Koolaupoko, Ko'olau Loa, North Shore, and Waianae Sustainable Communities Plans and to appropriately budget for the five-year review of the Central Oahu Sustainable Communities Plan.

The council also adopted **Resolution 05-326** which requested the department of planning and permitting to establish a written policy on the placement of symbols when revising public infrastructure maps. The intent of the Resolution was to clarify when a symbol must be revised to reflect a change of location of a public facility.

The council also proposed various amendments to development standards. **Resolution 05-036** proposed amendments to the land use ordinance to provide that a plant nursery is a permitted use in the AG-1 restricted agriculture and AG-2 general agriculture zoning districts. **Resolution 05-283, CD1**, proposed amendments to the park dedication provisions of the subdivision ordinance. The amendments would allow a developer of a multi-family development of at least three stories in the primary urban center or city of Kapolei to receive park dedication credit for a private park or playground established at other than ground level. Present administrative rules provide the credit only if the private park or playground is established at ground level. **Resolution 05-410** requested the department of planning and permitting to review the city's sign ordinance and recommend appropriate means by which business establishments lacking building frontage may be allowed to display on-premise signs.

Furthermore, to promote alternative energy development, the council adopted two resolutions. **Resolution 06-141** proposed an amendment to the land use ordinance to make photovoltaic systems a permitted use in the agricultural and country zoning districts. **Resolution 06-142** proposed an amendment to the land use ordinance to raise the power capacity limit that determines whether a wind machine in the agricultural or country zoning district must obtain a conditional use permit (minor). The proposed amendment in effect required a conditional use permit (minor) for a wind machine with a rated capacity of more than 500 kilowatt hours rather than 100 kilowatt hours. The intent of the proposed amendment was to make it easier to situate a smaller capacity wind machine in the agricultural or country zoning district.

Specific Projects

Various zoning changes and development permits for specific projects were approved by the council. Among them were the following.

Two measures were approved at the request of the Central Union Church. **Ordinance 05-028** increased the maximum number of receiving lots to which may be transferred unused floor area from a donor lot with a historic site, building, or structure. The maximum number was increased to 10 from four. **Ordinance 05-029** rezoned a portion of the Central Union Church parcel to BMX-3 community business mixed use district from A-2 medium density apartment district. The Ordinance retained the 150-foot height limit. In effect, the rezoning authorized Central Union Church to transfer some development rights in the parcel to other parcels zoned BMX. The transfer was intended to allow Central Union Church to preserve historic structures on the parcel.

Ordinance 05-034 rezoned the Kaimuki Villa condominium parcel from R-5 residential to A-1 low density apartment.

Ordinance 06-024 rezoned approximately two acres of land in Kalihi-Palama between Aala Street and College Walk from B-2 community business district with a 60-foot height limit to BMX-3 community business mixed use district with a 200-foot height limit.

Ordinance 06-025 rezoned 47 acres of land in Ewa near the Geiger Road/Fort Weaver Road intersection from A-1 low density apartment district and I-1 limited industrial district with a 40-foot height limit to A-2 medium density apartment district and IMX-1 industrial-commercial mixed use district with a 40-foot height limit.

Ordinance 06-026 amended the conditions in two unilateral agreements relating to a future child care facility for Ewa by Gentry. The amendments expressly required the child care facility to be located within the boundaries of the Ewa Gentry Makai development.

Two measures involved the Hawaiian Waters Adventure Park. **Ordinance 06-029** reclassified approximately three acres of land in Kapolei from the state agricultural district to the urban district. The reclassification placed the entirety of the 30-acre Hawaiian Waters Adventure Park into the urban district. **Ordinance 06-028** rezoned approximately 30 acres of land in Kapolei comprised of the Hawaiian Waters Adventure Park from AG-2 general agricultural district to B-2 community business district with a 60-foot height limit. The Park had operated under a conditional use permit in the agricultural district.

Resolution 05-415, CD1, approved a plan review use application for the Shriners Hospitals for Children - Honolulu to update its master plan to expand the existing facility.

The council also granted special management area use permits and/or shoreline setback variances for various projects. **Resolution 05-213** granted a special management area use permit for a new two-story commercial building in Kailua. **Resolution 05-242** granted a special management area use permit to the state department of transportation for the North Kahana Bridge replacement project. **Resolution 05-269** granted a special management area use permit for the alteration of and addition to an existing 12-story hotel building in Waikiki. **Resolution 05-293** approved an extension of time to obtain building and grading permits for the Sunset Beach agricultural subdivision under the special management area use permit granted under Resolution 02-211, CD1. **Resolution 05-310** granted a special management area use permit and shoreline setback variance to Haseko Inc. for portions of the Papipi Road drainage improvements. **Resolution 05-314** granted a special management area use permit to the American Red Cross, Hawaii Chapter, for the renovation and expansion of its headquarters on Diamond Head Road. **Resolution 05-316** granted a special management area use permit to the Hawaiian Electric Company, Inc., to make certain improvements at its Waiiau facility. **Resolution 05-338** granted a special management area use permit for two single-family dwellings and accessory structures in Mokuleia. **Resolution 05-351, CD1**, granted a special management area use permit to Tesoro Hawaii Corporation for its Sand Island terminal expansion project. **Resolution 05-241** granted a special management area use permit and shoreline setback variance to the state department of transportation, highways division, for the Punaluu replacement bridge project. **Resolution 05-408** granted a special management area use permit to the department of design and construction for development of a new elevator for the control and administration building at the Sand Island wastewater treatment plant. **Resolution 05-416** granted a special management area use permit for a new three-story building with ground level parking, two upper floors of commercial uses and appurtenant site improvements in Haleiwa. **Resolution 06-022** granted a special management area use permit and shoreline setback variance to the state department of land and natural resources for a new boating pump-out facility and other improvements at Sand Island. **Resolution 06-048, CD1**, granted a special management area use permit to the department of design and construction for soil management at the Sand Island wastewater treatment plant. **Resolution 06-054** granted a special management area use permit to the department of design and construction for the construction of a new comfort station at the Kawai Nui Model Airplane Park in Kailua. **Resolution 06-069, CD1**, granted a special management area use permit and shoreline setback variance to the Hawaii Institute of Marine Biology for the reconstruction of the Coconut Island parking lot and access drive and related improvements. **Resolution 06-106** granted a special management area use permit to the Hilton Hotels Corporation for the restoration of the Duke Kahanamoku lagoon and landside improvements.

Finally, to obtain federal and state funding, the council adopted **Resolution 05-298, CD1**. The Resolution authorized the mayor or director of planning and permitting to execute an intergovernmental agreement with the state department of business, economic development and tourism on the provision of approximately \$252,000 in federal and state funds to the city for the Coastal Zone Management Program.

ENCOURAGING ECONOMIC DEVELOPMENT

The council considered economic development to be an important responsibility of all levels of government. Thus, the council undertook direct and indirect actions to promote the economy.

The importance of Waikiki to the economy of Oahu as well as the state was recognized by the council. The adequacy of the Waikiki infrastructure was a concern. Thus, the council adopted **Resolution 05-399, CD1**, which requested the department of planning and permitting to conduct a study of the carrying capacity of the existing infrastructure of Waikiki or, as an alternative, update its 1996 report on the issue.

Efforts to promote the economy through attention to international relations were made by the council. To coincide with the 100th anniversary of the first immigration of Filipinos to Hawaii, the council adopted **Resolution 06-018** which requested Waikiki hotels and clubs to include Filipino cultural performances in their entertainment programs during 2006. A sister-city relationship with a city of the Philippines also was initiated. **Resolution 05-268** established the relationship with the city of Mandaluyong. Finally, **Resolution 06-161, CD1**, invited Honolulu's sister cities and the municipality of Bacarra of the Philippines to send goodwill delegations to Honolulu for the Filipino centennial trade expo in December 2006.

Applications for funding from federal and state sources were authorized by the council. **Resolution 06-109, CD1**, authorized the city director of community services to apply for a planning assistance grant from the U.S. Department of Com-

merce, Economic Development Administration. **Resolution 06-063** authorized the mayor to apply for and enter into an intergovernmental agreement with the U.S. Department of Commerce, Economic Development Administration, for the acceptance and disbursement of funds for development of a gateway business development center in Chinatown. **Resolution 05-341, CD1**, authorized the managing director to enter into two amendments of an intergovernmental agreement with the Hawaii Tourism Authority for the acceptance and disbursement of funds to implement the County Product Enrichment program. **Resolution 05-357, FD1**, authorized the managing director to enter into an intergovernmental agreement with the U.S. Department of Commerce, Economic Development Administration, for a financial assistance award for the construction of a Construction Training Center of the Pacific by the Building Industry Association of Hawaii.

PROVIDING REAL PROPERTY TAX RELIEF

Circuit Breaker Tax Relief

From fiscal year 2004-05 to fiscal year 2005-06, the gross values for real property tax purposes of improved residential property and apartment property increased by 27.9 percent and 21.5 percent, respectively. The council recognized that the tax burden on homeowners with low-incomes needed to be alleviated. To address the situation, the council expanded the real property tax circuit breaker program under which the tax liability of homeowners with relatively low incomes was capped.

Ordinance 05-026 made the circuit breaker more beneficial for low-income homeowners. The Ordinance lowered the income ceiling for eligibility for the circuit breaker and made administration easier. Under the Ordinance, the taxpayer for a residential or apartment parcel was deemed eligible if all title holders to the parcel had a combined income of not more than \$50,000. Previously, the taxpayer was eligible if the combined income of all members of the taxpayer's household did not exceed the "very low income" sliding scale standards annually established by the U.S. Department of Housing and Urban Development ("HUD"). **Ordinance 05-026** also provided that an eligible taxpayer's tax liability shall not exceed four percent of the taxpayer's income. Previously, the tax liability could not exceed five percent of the taxpayer's income. **Ordinance 06-008** made these provisions available for the tax year beginning July 1, 2006 instead of the tax year beginning July 1, 2007.

Ordinance 06-019 amended provisions regarding implementation of the real property tax circuit breaker credit. The only substantive amendment provided that a circuit breaker credit applicant need not submit a federal income tax return that is "certified."

Other Real Property Tax Relief

To assist elderly homeowners, the council through **Ordinance 06-004** made it easier for them to continue qualifying for multiple home exemptions under the real property tax.

A residential real property owner who converted a cesspool into a septic tank before February 9, 2005 was provided a one-time real property tax credit under **Ordinance 06-021**. The Ordinance was intended to provide equitable treatment of such a property owner because other owners who converted cesspools into septic tanks on or after February 9, 2005 already benefited from a tax credit enacted in the previous fiscal year.

Finally, tax relief for all homeowners was provided under **Ordinance 06-007**. The Ordinance doubled the basic home exemption amount to \$80,000 from \$40,000 and adjusted the exemption amounts for elderly home owner-occupants.

Real property tax compromise measures were adopted under two resolutions. **Resolution 05-265, CD1**, urged the city administration to negotiate compromises between the city and certain farmers concerning the amount of real property taxes owed. **Resolution 06-053** approved the compromise of real property tax claims for two low-income rental projects. **Resolution 05-271** approved a request to compromise certain real property tax claims of three nonprofit agencies.

ADDRESSING PROGRAMS FOR PERSONS WITH SPECIFIC NEEDS

The council is cognizant that some persons in the community require special assistance. Assistance in various forms was provided by the council to persons with specific needs.

Employment Programs

The city operated employment preparation and training programs with funds passed through the federal and state governments. To assure that the funds become available to the city, the council adopted various resolutions authorizing intergovernmental agreements. Among the resolutions were the following. **Resolution 05-216** authorized the mayor to accept funds and enter into intergovernmental agreements with the state department of labor and industrial relations for the Workforce Investment Act program. **Resolution 05-234** authorized the mayor to enter into intergovernmental agreements with the state department of human services to provide Ho'ala Project pre-employment development and assessment services and job development for participants in the first-to-work program. **Resolution 05-276, CD1**, authorized the department of community services, WorkHawaii/Oahu Worklinks, to enter into an intergovernmental agreement with and receive funds from the U.S. Department of Labor's Women's Bureau to provide assistance in conducting a women's leadership forum. **Resolution 05-289** authorized the city to enter into intergovernmental agreements with and receive funds from the University of Hawaii's Windward Community College, the employment training center, Honolulu Com-

munity College, Kapiolani Community College, and Leeward Community College. **Resolution 05-340** authorized the mayor or a designee to enter into an intergovernmental agreement with the Housing and Community Development Corporation of Hawaii and to accept and expend funds to provide employment-related training to public housing recipients. **Resolution 06-097** authorized the mayor or a designee to accept incentive award funds and enter into a supplemental intergovernmental agreement with the state department of labor and industrial relations for the Workforce Investment Act (WIA) program. **Resolution 06-115** authorized the city director of community services to apply to the state legislature for a grant-in-aid for customized employment services for people experiencing homelessness. **Resolution 06-056** authorized the department of enterprise services to enter into an intergovernmental agreement with the adult/juvenile community service and restitution unit of the first circuit court to establish the department as a worksite agency for community service referrals. **Resolution 06-214** authorized the mayor or a designee to accept and expend funds and enter into intergovernmental agreements with the state department of labor and industrial relations for the Workforce Investment Act program.

Human Services

Besides employment programs, the city was involved in various human service programs.

Of most importance, the council asserted its authority over the distribution of federal funds for human services. **Ordinance 05-040** required council pre-approval of the consolidated plan and annual action plan for the community development and planning funds of the HUD. Funds made subject to the Ordinance include the Community Development Block Grants ("CDBG"), Emergency Shelter Grants ("ESG"), Home Partnership grants, and Housing Opportunities for Persons with AIDS ("HOPWA") grants. The Ordinance allowed the council, with input from the city administration, to identify early in the budget process the projects recommended to receive federal funding.

To implement the Ordinance for the first time, the council adopted **Resolution 06-051** which assigned four councilmembers to meet in private to review and rank applications for federal Community Planning and Development Program funds for fiscal year 2006-07. Adoption of the Resolution was necessary to comply with the sunshine law.

Other resolutions adopted by the council relating to the CDBG grant and other federal grant programs were the following. **Resolution 05-076** authorized the filing of the 11th year application for CDBG grant, Home Investment Partnership, Emergency Shelter grant, and HOPWA funds with HUD. **Resolution 05-391, FD1**, approved the reprogramming of CDBG funds appropriated under Ordinance 05-023, the capital budget ordinance for fiscal year 2005-06. **Resolution 05-392, CD1**, approved the modification of the descriptions of projects funded with CDBG funds under Ordinance 05-023. **Resolution 06-78** reprogrammed \$150,000 in CDBG funds to ORI Anuenue Hale, Inc.

Applications for federal and state funds for human services programs also were authorized under the following resolutions. **Resolution 06-034, CD1**, authorized the mayor to apply for juvenile accountability block grants funds from the state department of human services, office of youth services. **Resolution 06-112** authorized the mayor or a designee to enter into intergovernmental agreements with the state department of education for implementation of the Competency Based High School Diploma program. **Resolution 06-113** authorized the city director of community services to apply to the state legislature for a grant-in-aid for the city's one-stop community assistance center. **Resolution 06-114** authorized the city director of community services to apply to the state legislature for a grant-in-aid for elderly and caregiver supportive services. **Resolution 06-110, CD1**, authorized the mayor or director of community services to submit an application for funding under the FY2006 Section 8 Family Self-sufficiency program for two case managers. **Resolution 06-167, CD1**, authorized the mayor or designee to apply for and accept and expend funds from the U.S. Office of Juvenile Justice and Delinquency Prevention under the FY2006 OJJDP Congressional Earmark Project. **Resolution 06-201, FD1**, authorized the mayor to request the governor to release funds for continuation of the Community Based Substance Abuse Prevention program. **Resolution 06-129, CD1**, authorized the city director of parks and recreation to enter into an intergovernmental agreement with the state department of education to acquire funding for the 21st Century Community Learning Centers program services. **Resolution 06-139, CD1**, authorized the mayor to enter into intergovernmental agreements between the department of parks and recreation and state department of education for the city's participation in the U.S. Department of Agriculture Summer Food Service program. **Resolution 06-159** authorized the director of parks and recreation to enter into an intergovernmental agreement with the state department of education for the joint use of Farrington High School for the Healthy Hawaii Initiative Project. **Resolution 05-225** authorized the mayor to submit an application for funding under the FY2005 Section 8 Family Self-sufficiency program.

Prescription Drug Assistance

Although medical-related issues are not usually within the jurisdiction of the city, the council took advantage of opportunities for participation in programs intended to alleviate prescription drug costs. The council adopted **Resolution 05-301** which authorized the director of budget and fiscal services to enter into a memorandum of agreement with the state of Hawaii regarding the coordination of the submission of an application to the Center for Medicare and Medicaid Services to receive a retiree drug subsidy. Additionally, the council adopted **Resolution 06-059** which authorized the mayor to execute a contract with the National Association of Area Agencies on Aging to assist elderly persons in learning about and enrolling in the Medicare prescription drug benefit and authorized the department of community services to accept and expend funds under the contract.

FUNDING CITY OPERATIONS AND PROJECTS AND ENSURING EFFICIENT AND EFFECTIVE DELIVERY OF CITY SERVICES

Budget Ordinances

Approval of the annual budget ordinances for city government is one of the more important duties of the council. Without adequate funding, city government would not be able to operate effectively. The council spent much time and energy on reviewing the mayor's proposed budgets and revising them according to the council's priorities and policies.

Ordinance 05-014 was the executive operating budget ordinance for fiscal year 2005-06. The total appropriation was \$1,361,210,036. Of the amount, \$1,270,791,488 were city funds, \$83,321,777 were federal funds, and \$7,096,771 were special projects funds.

Ordinance 05-023 was the executive capital budget ordinance for fiscal year 2005-06. The total appropriated was \$476,550,530 for 229 projects.

Ordinance 05-013 was the legislative budget ordinance for fiscal year 2005-06. The total appropriation was \$11,617,409.

Following the enactment of the annual budget ordinances, the council at the initiation of the city administration enacted three supplemental budget ordinances. **Ordinance 06-001** made various supplemental operating budget appropriations for motor vehicle licensing and permitting, road maintenance, refuse collection and disposal, special recreation, transportation planning, and public transit. The total supplemental appropriation was \$376,068. **Ordinance 06-003** made supplemental capital budget appropriations for certain private nonprofit social service organizations. The total supplemental appropriation was \$1,174,190. **Ordinance 06-018** made supplemental operating budget appropriations totaling \$8,803,145. Among other things, the Ordinance added funds for the Filipino Celebration Commission and International Jazz Festival.

Revenues

Concurrent with the approval of the annual budget ordinances, the council is required by the charter to approve measures yielding sufficient revenues to fund the appropriations in the budgets. The most important revenue measure was the establishment of the real property tax rates for the fiscal year 2005-06 under **Resolution 05-075**. Other revenue measures were the following. **Ordinance 05-016** increased the motor vehicle weight tax. **Ordinance 05-017** amended the lease and rental policy for the Neal Blaisdell Center and Waikiki Shell by updating rental rates, establishing a uniform long-term rate structure for nonprofit organizations, and providing additional rental options. **Ordinance 05-018** increased the sewer service charges. **Ordinance 05-019** increased the wastewater system facility charge. **Ordinance 05-020** established a procedure for leasing city property for the placement of telecommunication facilities and set a lease rent schedule (this Ordinance was subsequently clarified by **Ordinance 06-022**). **Ordinance 05-024** increased the fee for commercial filming at a city park or recreational facility (this Ordinance was subsequently amended by **Ordinance 05-039** which established monthly and annual permit fees in addition to the existing daily permit fees and also established fees for "special events videography"). **Ordinance 05-025** authorized the police department to charge fees for providing additional police services at special activities.

Later in the fiscal year, the council enacted **Ordinance 06-012** which established a fee for the issuance of a provisional driver's license as authorized by Act 72, Session Laws of Hawaii 2005.

The council also approved legislation necessary to authorize the issuance of bonds to fund budgeted projects. **Ordinance 05-015** authorized the issuance and sale of general obligation bonds and bond anticipation notes to fund the projects in Ordinance 05-023, the executive capital budget ordinance for fiscal year 2005-06. Specific authorization to issue not more than \$400,000,000 in general obligation bonds was provided under **Resolution 05-312**. Additionally, the council authorized the Board of Water Supply to issue not more than \$235,000,000 in revenue bonds under **Resolution 05-148, CD1**.

Finally, an ordinance intended to provide information to the council and public on the impact of tax rates was enacted by the council. **Ordinance 06-010** required the mayor to submit initial tax rates producing revenues that are increased from the amount of the previous year only by the percentage change in "uncontrollable costs" of the city. In theory, the initial rates would be the minimum necessary to pay for the operating budget of the last fiscal year plus increased "uncontrollable costs." The information was intended to allow the council and public to more properly evaluate any tax rates proposed by the mayor which deviate from the initial rates.

Fiscal Matters

A variety of other fiscal matters were addressed by the council.

Ordinance 05-030 changed the interest payable by the city to a taxpayer who wins a real property tax appeal. The interest is to be the average interest rate earned on city investments in the general fund during the previous fiscal year. The interest is to be applied on the tax amount successfully appealed. Previously, the interest was eight percent a year.

Ordinance 05-030 also authorized the director of budget and fiscal services to withhold any adjusted or refunded tax amount due a taxpayer and apply the withheld amount to any tax delinquency of the taxpayer. If the taxpayer is not delinquent in any taxes, the Ordinance also authorized the director to apply the withheld amount to the taxpayer's future tax liability unless the taxpayer requests a cash refund.

In order to achieve better collection of civil fines, the council enacted **Ordinance 05-035**. The Ordinance authorized the city to condition the issuance of certain licenses, permits, or approvals upon the payment by the applicants of any unpaid civil fines. The Ordinance also provided that the unpaid civil fines are a lien in favor of the city, but subordinate to any prior recorded lien.

Ordinance 05-041 extended the period from two to five years during which an adjustment may be made by the city due to a clerical error in the amount of real property taxes assessed.

Collective bargaining cost items were approved by the council under two resolutions. **Resolution 05-220, CD1**, approved collective bargaining cost items for excluded employees in bargaining unit 1 (United Public Workers). **Resolution 05-221, CD1**, approved collective bargaining cost items for excluded employees in bargaining units 2, 3, 4, and 13 (Hawaii Government Employees Association).

To partially fund the cost items, **Resolution 05-361** approved the transfer of \$13,143,511 from the salary adjustment activity to the payment of salaries.

Resolution 05-364 requested the city administration to negotiate a real property tax compromise between the city and Moanalua Gardens Properties LLC.

Resolution 06-146 requested the city administration to seriously consider the city auditor's recommendations in the audit of the city's debt service practices.

Efficiency

Efficiency in government operations was addressed through various measures.

Ordinance 06-014 (1) included an intergovernmental training arrangement as an "intergovernmental agreement" that is subject to council approval and (2) provided that intergovernmental agreements of the following public safety agencies are deemed approved without necessity of council action: Honolulu police department, Honolulu fire department, department of emergency services, department of the prosecuting attorney, department of the medical examiner, and Oahu civil defense agency. In effect, the intergovernmental agreements of the public safety agencies would not have to be submitted on an individual basis to the council for approval. This provision was intended to improve efficiency for the public safety agencies by excluding them from having to await council approval for their intergovernmental agreements.

The council also requested the city auditor to audit certain city programs with the intent of improving efficiency and effectiveness. **Resolution 04-387** requested the city auditor to conduct a performance audit of the neighborhood board system. **Resolution 06-003** requested the city auditor to audit the city's abandoned and derelict vehicles program. **Resolution 05-285, CD1**, requested the city auditor to audit the city's affordable housing program.

The council also transferred the regulation of lobbyists to the Ethics Commission from the city clerk's office. By doing so, oversight and enforcement of all ethics-related matters was consolidated under the Ethics Commission. The transfer was implemented under **Ordinance 05-033**.

City Facilities

To honor the longest serving mayor in Honolulu history, the council through **Resolution 06-055, CD1**, named the Civic Center and Honolulu Municipal Building after former mayor Frank F. Fasi. A prerequisite to the renaming was **Ordinance 06-002** which allowed, until July 31, 2006, the naming of a city park, site, or facility after a living former mayor or councilmember.

To promote environmental quality, the council enacted **Ordinance 06-006**. The Ordinance required new city facilities of greater than 5,000 square feet to meet a minimum LEEDTM silver standard of environmentally sensitive design beginning in fiscal year 2007-08 and thereafter.

The council also adopted **Resolution 05-259** which urged the city administration to restore the mobile satellite city hall program to serve rural areas of Oahu.

Streamlining Council Operations

The council sought to improve its operations through various measures.

To promote public notice of measures that the council proposes to amend, the council adopted **Resolution 05-226**. Basically, the Resolution amended the council rules to generally provide that a floor or committee draft of a bill or resolution up for final reading on the council floor cannot be acted upon at a council meeting unless the draft was posted on the meeting notice and a copy of the draft was available at the city clerk's office at least six days before the meeting. Various exceptions to the rule were provided.

The council also adopted **Resolution 05-260, CD1**, which amended the council rules to provide that standing committees shall be appointed by the council chair. Under the previous rules, standing committees were appointed by the council. Having the council chair, rather than council, appoint standing committees made committee leadership and membership an administrative matter which allowed councilmembers to discuss standing committee membership in private.

The council also comprehensively revised the policy on the solicitation, acceptance, and receipt of gifts to city executive agencies under **Resolution 05-349, CD1, FD1**. The revision was intended to provide a clearer policy that would maintain council oversight of gifts.

In order to conduct its charter-mandated duty to evaluate the performance of the city auditor, the council adopted **Resolution 06-050**. The Resolution authorized four councilmembers to meet in private to perform the annual evaluation of the city auditor.

Other measures adopted by the council were **Resolution 05-325** which authorized the use of the city seal by the city clerk for the Voter Outreach Program and **Resolution 06-195** which authorized the council chair to enter into an agreement with ‘Olelo for the televised broadcasts of council meetings, hearings, and other activities during the fiscal year 2006-07.

HSAC/NACo

The council continued to participate in the activities of the Hawaii State Association of Counties (HSAC) and National Association of Counties (NACo). For administrative purposes, the council adopted **Resolution 06-162** which approved the nominees from HSAC to serve on the boards of directors of NACo and the Western Interstate Region, **Resolution 06-163** which approved the HSAC budget for fiscal year 2006-07, and **Resolution 06-164, CD1**, which approved the HSAC officers for fiscal year 2006-07.

The council also hosted the 2005 Annual NACo Conference at the Hawaii Convention Center from July 15 to 19, 2005. Approximately 3,000 delegates attended. Funding assistance was provided by the counties of Maui, Hawaii, and Kauai under grant agreements authorized by **Resolution 05-227, Resolution 05-239, and Resolution 05-238**, respectively. The council also accepted a gift for the Conference from Outrigger Enterprises under **Resolution 05-255** and other persons under **Resolution 05-228, CD1**.

Intergovernmental Relations

Many diverse measures were adopted by the council requesting action by federal and state government entities. Among them were the following. **Resolution 06-093, CD1**, requested the state to fully reimburse the city for all of the city services provided to the state. **Resolution 06-103** requested the city administration to support and facilitate the exchange of the city-owned Varona Village expansion property for the land under the old McCully-Moiliili Bowl-O-Drome. **Resolution 06-084** expressed support for proposed federal legislation to address the problem of chemical munitions dumped in waters off Hawaii. **Resolution 06-066, CD1**, requested the state Campaign Spending Commission to work with the state and county governments to develop and periodically update reports identifying state and county contractors who are prohibited from making campaign contributions under Act 203, Session Laws of Hawaii 2005. **Resolution 06-043** urged the legislature to enact legislation creating a Board of Information Practices to advise the state office of information practices concerning the sunshine law. **Resolution 06-105** requested the state to fairly and adequately reimburse the counties for their operation of the statewide program on parking for persons with disabilities.

100th Anniversary, Other Measures of the City

The year 2006 was celebrated as the 100th anniversary of the creation of the city and county of Honolulu. At the request of the city administration, the council adopted **Resolution 05-249** which dissolved the city’s Honolulu Centennial Commission because of its replacement by a private nonprofit organization called “Honolulu 100.” The council also adopted **Resolution 05-404, FD1**, which requested the mayor to participate in a tree planting ceremony to commemorate the 100th anniversary of the arrival of the first sakadas and the 100th anniversary of the establishment of the City and County of Honolulu.

Other measures were adopted by the council to address different issues. Among them were the following. **Resolution 05-235** approved an agreement between ‘Olelo and the city executive branch on the televising of executive branch programs. **Resolution 05-311** expressed support for a peaceful relationship between the People’s Republic of China and Taiwan. **Resolution 05-373** authorized the mayor to enter into an intergovernmental agreement with the state housing and community development corporation of Hawaii for the use of certain lands in Kapolei for the West Oahu holiday electric light parade.